

EASTERN DIVISION

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JURY TRIAL DEMANDED

TO FILE RESPONSIVE PLEADING

P. 6(b) move this Court for an extension of time for Defendant to file a response to Plaintiff's Complaint until August 6, 2008, and in support thereof, state as follows:

3. This Motion is not being made for the purpose of inconvenience, delay or harassment.

Time to File Responsive Pleading until August 6, 2008, and for such further relief as this Court deems just and appropriate.

Dated: July 18, 2008

J.C. WHITNEY & CO.

By: s/Mark E. Wiemelt

One of its attorneys

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U.S. AUTO PARTS NETWORK, INC.

By: /s/ Martin B. Carroll

One of its attorneys

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